

FILED

September 21 2009

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

LEO JOHN GALLAGHER  
ATTORNEY AT LAW  
COUNTY COURTHOUSE-LOWER LEVEL  
228 BROADWAY  
HELENA MT 59601

September 21, 2009

RE: District Court Case No: CDC 2008-136

**NOTICE OF FILING**

Supreme Court No.  
DA 09-0516

STATE OF MONTANA,

Plaintiff and Appellee,

v.

NIEL KELLY MULLARKEY,

Defendant and Appellant.

Notice of Appeal was filed on September 17, 2009 and assigned the above Supreme Court case number.

PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over a horizontal line.

ED SMITH

Clerk of the Supreme Court



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

JAMES B WHEELIS  
ATTORNEY AT LAW  
CHIEF APPELLATE DEFENDER  
PO BOX 200145  
HELENA MT 59620

September 21, 2009

RE: District Court Case No: CDC 2008-136

**NOTICE OF FILING**

Supreme Court No.  
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STATE OF MONTANA,

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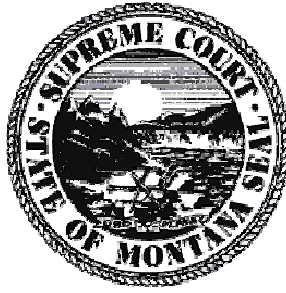
PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

Sincerely,

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ED SMITH

Clerk of the Supreme Court



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

STEVE BULLOCK  
ATTORNEY AT LAW  
ATTORNEY GENERAL  
PO BOX 201401  
HELENA MT 59620-1401

September 21, 2009

RE: District Court Case No: CDC 2008-136

**NOTICE OF FILING**

Supreme Court No.  
DA 09-0516

STATE OF MONTANA,

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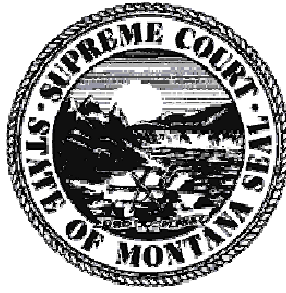
PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

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ED SMITH

Clerk of the Supreme Court



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

NANCY SWEENEY  
CLERK OF DISTRICT COURT  
PO BOX 158  
HELENA MT 59624-0158

September 21, 2009

RE: District Court Case No: CDC 2008-136

**NOTICE OF FILING**

Supreme Court No.  
DA 09-0516

STATE OF MONTANA,

Plaintiff and Appellee,

v.

NIEL KELLY MULLARKEY,

Defendant and Appellant.

Notice of Appeal was filed on September 17, 2009 and assigned the above Supreme Court case number.

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ED SMITH  
Clerk of the Supreme Court

